

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

THE CHARTER OAK FIRE INSURANCE
COMPANY,

Plaintiff,

v.

ZURICH AMERICAN INSURANCE
COMPANY,

Defendant.

CASE NO. 2:21-cv-01344-RAJ-BAT

**AMENDED PRETRIAL
SCHEDULING ORDER**

After issuing a pretrial order in February 2022, the Court stayed this matter pending resolution of underlying state court litigation. Dkts. 14, 26. On August 30, 2022, the parties filed a joint status report that the state court litigation was settled and dismissed. Dkt. 27. Accordingly, the stay is **lifted** and the Court issues the following amended pretrial scheduling schedule:

Event	Date
Deadline for joining additional parties	September 16, 2022
Deadline for amending pleadings	September 30, 2022
Reports of expert witnesses per FRCP 26(a)(2) due	November 29, 2022
Reports of rebuttal expert witnesses per FRCP 26(a)(2)	January 31, 2023
All motions related to discovery must be noted for consideration no later than	February 28, 2023
Discovery to be completed by	March 28, 2023

All dispositive motions must be filed pursuant to CR 7(d)	April 13, 2023
All <i>Daubert</i> motions must be filed by (same as dispositive)	April 13, 2023
Mediation per CR 39.1(c)(3) held no later than	April 28, 2023

This order sets firm dates that can be changed only by order of the Court, not by agreement of counsel for the parties. The Court will alter these dates only upon good cause shown. Failure to complete discovery within the time allowed is not recognized as good cause. If any of the dates identified in this Order or the Local Civil Rules fall on a weekend or federal holiday, the act or event shall be performed on the next business day.

TRIAL DATE

In the original joint status report, Plaintiff requested a jury trial. A trial date will be set by the assigned District Judge, the Honorable Richard A. Jones, if the case has not been resolved by settlement.

DISCOVERY AND COOPERATION

As required by CR 37(a), all discovery matters are to be resolved by agreement if possible. Counsel shall cooperate in preparing the final pretrial order in the format required by CR 16.1, except as ordered below.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Where appropriate, the parties are encouraged to work together in the creation of proposed findings of fact and conclusions of law. On or before the deadline for filing proposed findings and conclusions the parties shall email their proposed findings and conclusions in Word format to tsuchidaorders@wawd.uscourts.gov.

PRIVACY POLICY

1 Under LCR 5.2(a), parties must redact the following information from documents and
2 exhibits before they are filed with the Court:

- 3 * Dates of Birth – redact to the year of birth, unless deceased.
- 4 * Names of Minor Children – redact to the initials, unless deceased or currently over the
age of 18.
- 5 * Social Security or Taxpayer ID Numbers – redact in their entirety
- 6 * Financial Accounting Information – redact to the last four digits.
- 7 * Passport Numbers and Driver License Numbers – redact in their entirety.

8 **MEDIATION AND SETTLEMENT**

9 The Court designates this case for mediation under CR 39.1(c) and the parties are
10 directed to follow through with the procedures set forth in that rule. If this case settles, Plaintiff's
11 counsel shall notify Andy Quach at (206) 370-8421 or via e-mail at: [Andy_Quach@](mailto:Andy_Quach@wawd.uscourts.gov)
12 [wawd.uscourts.gov](mailto:Andy_Quach@wawd.uscourts.gov), as soon as possible. Pursuant to CR11(b), an attorney who fails to give the
13 Deputy Clerk prompt notice of settlement may be subject to such discipline as the Court deems
appropriate.

14 DATED this 31st day of August, 2022.

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BRIAN A. TSUCHIDA
17 United States Magistrate Judge
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